

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
MDL DOCKET NO. 3:03CV1558
Related Case: 3:04cv160**

**IN RE AIR CRASH AT CHARLOTTE
INTERNATIONAL AIRPORT ON
JANUARY 8, 2003**

**DOUGLAS LYNN SHEPHERD, as personal
representative of the Estate of Christina
Shepherd, deceased,**

Plaintiff,

v.

**MESA AIR GROUP, INC.; AIR MIDWEST, INC.;
US AIRWAYS GROUP, INC.; US AIRWAYS, INC.;
L-3 COMMUNICATIONS AEROTECH, L.L.C.
f/k/a VERTEX AEROSPACE, LLC f/k/a
RAYTHEON AEROSPACE, LLC; STRUCTURAL
MODIFICATION and REPAIR TECHNICIANS, INC.;
PIEDMONT AIRLINES, INC.; RAYTHEON
COMPANY and RAYTHEON AIRCRAFT COMPANY,**

Defendants.

ORDER

THIS MATTER is before the Court on Defendant Raytheon Aircraft Company's "Motion for Summary Judgment Based on North Carolina Statute of Repose" and "Memorandum in Support of Defendant Raytheon Aircraft Company's Motion for Summary Judgment Based on North Carolina Statute of Repose," both filed April 21, 2005. On May 16, 2005, this Court entered an Order dismissing the above-referenced case with prejudice against all Defendants, but retaining jurisdiction to resolve any additional issues regarding the distribution of attorneys' fees. In light of the Court dismissing this matter against all Defendants, Defendant

Raytheon Aircraft Company's Motion for Summary Judgment is moot.

IT IS THEREFORE ORDERED that Defendant Raytheon Aircraft Company's Motion for Summary Judgment is hereby **DENIED AS MOOT**.

Signed: July 7, 2005

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen
Chief United States District Judge

